

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
WACO DIVISION**

PARKERVISION, INC.,

Plaintiff,

vs.

INTEL CORPORATION,

Defendant.

Civil Action No. 6:20-cv-00562-ADA

JURY TRIAL DEMANDED

JOINT CLAIM CONSTRUCTION STATEMENT

Pursuant to the Court’s March 1, 2021 Order entered in this case, *see* Dkt. 40 at 1, Plaintiff ParkerVision, Inc. (“ParkerVision”) and Defendant Intel Corporation (“Intel”) submit this Joint Claim Construction Statement. The claim terms identified in Exhibit 1 below are found in U.S. Patent Nos. 6,049,706 (“706 patent”); 7,050,508 (“508 patent”); and 8,190,108 (“108 patent”).

Exhibit 1

I. AGREED CONSTRUCTIONS

Claim Term	Agreed Construction	Patent(s) Claim(s)
“energy transfer signal comprising a train of pulses”	“a signal comprising a train of pulses having non-negligible apertures that tend away from zero”	’706 patent, claims 106, 176

II. DISPUTED CLAIM TERMS

Claim Term	Intel’s Proposal	ParkerVision’s Proposal	Patent(s) Claim(s)
“under-sample” / “under-samples” / “under-sampling” ¹	“sample[s/ing] at less than or equal to twice the frequency of the input signal using negligible apertures (i.e., pulse widths) that tend towards zero time in duration”	“sampling at an aliasing rate” or “sampling at less than or equal to twice the frequency of the input signal”	’706 patent, claims 1, 6, 7, 28, 34
“storage module” ²	“a module that stores a non-negligible amount of energy from an input electromagnetic (EM)	“a module of an energy transfer system that stores non-negligible amounts of energy	’706 patent, claims 105, 114, 164, 175, 179, 186, 190

¹ The parties agreed to rely on their briefing in *ParkerVision, Inc. v. Intel Corp.*, No. 6:20-cv-108 (W.D. Tex.) regarding three terms that are also in dispute in this case: “under-sampling,” “storage module,” and “switch.” The parties’ prior positions regarding these three terms are reflected here. Intel reserves its right to appeal should the Court adopt, in this case, the same constructions as adopted previously.

² See fn. 1 above

Claim Term	Intel's Proposal	ParkerVision's Proposal	Patent(s) Claim(s)
	signal”	from an input electromagnetic signal for driving a low impedance load”	
“switch” ³	“an electronic device for opening and closing a circuit”	“an electronic device for opening and closing a circuit as dictated by an independent control input”	’706 patent, claims 105, 164, 175, 186; ’108 patent, claim 1
“a down-convert and delay module to under-sample an input signal to produce an input sample of a down-converted image of said input signal, and to delay said input sample” ⁴	<p>Function: under-sample an input signal according to a control signal to produce an input sample of a down-converted image of said input signal, and to delay said input sample</p> <p>Structure: the down convert and delay module 2624 in Fig. 26 and described at 26:1-27:21 and 28:20-41, that includes the switches 2650 and 2654, and the capacitors 2652 and 2656; and equivalents thereof</p>	Plain and ordinary meaning	’706 patent, claims 1, 7
“a frequency translator to produce a sample of a down-	Function: produce a sample of a down-converted image of an input	Plain and ordinary meaning	’706 patent, claim 34

³ See fn. 1 above

⁴ Intel addresses this term (“a down-convert and delay module ...”) and the immediately following term (“a frequency translator ...”) together in its briefing, and refers to these two terms as the “Down-Convert and Delay” terms.

Claim Term	Intel's Proposal	ParkerVision's Proposal	Patent(s) Claim(s)
converted image of an input signal, and to delay said sample"	<p>signal according to a control signal, and to delay said sample</p> <p>Structure: the down convert and delay module 2624 in Fig. 26 and described at 26:1-27:21 and 28:20-41, that includes the switches 2650 and 2654, and the capacitors 2652 and 2656; and equivalents thereof.</p>		
"said input sample", "said sample"	"the sample of the image that has been down-converted"	Plain and ordinary meaning	'706 patent, claims 1, 6, 7, 34
"delay module to delay instances of an output signal", "delay modules to further delay one or more of said delayed and down-converted input samples"	<p>Function: delay instances of an output signal / further delay one or more of said delayed and down-converted input samples</p> <p>Structure: structure including "first delay module 2628," "second delay module 2630" shown in Fig 26, "delay module 3204" shown in Fig. 32 and described at 35:1-18; the sample and hold circuit 4501 and 4503 in Fig. 45 and described at 32:44-33:19; or an analog delay line having a combination of capacitors, inductors and/or resistors described at 35:19-27; or equivalents thereof.</p>	Plain and ordinary meaning	'706 patent, claims 1, 7, 34, 140

Claim Term	Intel's Proposal	ParkerVision's Proposal	Patent(s) Claim(s)
"harmonic", "harmonics"	<p>Harmonic: "A sinusoidal component of a periodic wave that has a frequency that is an integer multiple of the fundamental frequency of the periodic wave"</p> <p>Harmonics: "Sinusoidal components of a periodic wave each of which have a frequency that is an integer multiple of the fundamental frequency of the periodic wave"</p>	<p>Harmonic: "A sinusoidal component of a periodic wave that has a frequency that is an integer multiple of the fundamental frequency of the periodic waveform and including the fundamental frequency as the first harmonic"</p> <p>Harmonics: "A frequency or tone that, when compared to its fundamental or reference frequency or tone, is an integer multiple of it and including the fundamental frequency as the first harmonic"</p>	'706 patent, claims 1, 6, 7, 28, 34; '508 patent, claim 1
"pulse widths that are established to improve energy transfer"	Indefinite	Plain and ordinary meaning, or Pulse widths that use non-negligible apertures for energy transfer	'706 patent, claim 2
"means for under-sampling an input signal to produce an input sample of a down-converted image of said input signal"	<p>Function: under-sampling an input signal to produce an input sample of a down-converted image of said input signal and under-sampling the input signal according to a control signal</p> <p>Structure: the switch 2650 and the capacitor 2652 in Fig. 26 and described at 26:1-27:21, 28:20-28, and 39:25-28; the switch 5308 and capacitor 5310 in Fig. 53A and described at 28:46-47; the switch</p>	<p>Function: under-sampling an input signal to produce an input sample of a down-converted image of the input signal and under-sampling the input signal according to a control signal</p> <p>Structure: switch 2650 in Fig. 26; switch 5308 in Figs. 53A/53A-1; and equivalents thereof</p>	'706 patent, claim 6

Claim Term	Intel's Proposal	ParkerVision's Proposal	Patent(s) Claim(s)
	5308 and capacitor 5310 in Fig. 53A-1 and described at 28:52-56 and equivalents thereof.		
"first delaying means for delaying said input sample"	<p>Function: delaying said input sample</p> <p>Structure: the switch 2654 and capacitor 2656 shown in Fig. 26 and described at 25:57-27:21 and 28:20-28; and equivalents thereof.</p>	<p>Function: delaying the input sample of a down-converted image of said input signal</p> <p>Structure: capacitor 2656 in Fig. 26 or capacitor 5310 in Figs. 53A/53A-1; and equivalents thereof</p>	'706 patent, claim 6
"second delaying means for delaying instances of an output signal"	<p>Function: delaying instances of an output signal</p> <p>Structure: structure including "first delay module 2628," "second delay module 2630" shown in Fig 26 and described at 32:27-55, "delay module 3204" shown in Fig. 32 and described at 35:1-18; the sample and hold circuits 4501 and 4503 in Fig. 45 and described at 32:44-64; or an analog delay line having a combination of capacitors, inductors and/or resistors described at 35:19-27; and equivalents thereof.</p>	<p>Function: delaying instances of an output signal</p> <p>Structure: delay modules 1722A, 1722B, 1722C, etc. in FIG. 17; delay modules 1912, 1914 in Fig. 19; delay modules 2316, 2318 in Fig. 23; first delay module 2628, second delay module 2630 in Fig. 26; delay module 3204 shown in Fig. 32; sample and hold circuits 4501, 4503 shown in Fig. 45; analog delay line 3404 shown in Fig. 34 having a combination of capacitors, inductors, and/or resistors; and equivalents thereof</p>	'706 patent, claim 6
"integral filter/frequency translator to filter and down-convert an input signal"	Function: to filter and down-convert an input signal and to under-sample said input signal according to a control signal	"a circuit having a unified input filter and frequency translator"	'706 patent, claim 28

Claim Term	Intel's Proposal	ParkerVision's Proposal	Patent(s) Claim(s)
	<p>Structure: the Unified Downconvert and Filter (UDF) Module 2622 that includes:</p> <p>(1) the frequency translator 1108 having the down convert and delay module 2624;</p> <p>(2) a first delay module, including the delay module 2628 shown in Fig. 26, the delay module 3204 shown in Fig. 32 and described at 35:1-18, the sample and hold circuit 4501 or 4503 shown in Fig. 45 and described at 32:44-64, or the analog delay line having a combination of capacitors, inductors and/or resistors described at 35:19-27;</p> <p>(3) a second delay module including the delay module 2630 shown in Fig. 26, the delay module 3204 shown in Fig. 32 and described at 35:1-18, the sample and hold circuit 4501 or 4503 shown in Fig. 45 and described at 32:44-64, or the analog delay line having a combination of capacitors, inductors and/or resistors described at 35:19-27;</p> <p>(4) a first scaling module, including the first scaling module 2632 shown in Fig. 26, the resistor attenuator</p>		

Claim Term	Intel's Proposal	ParkerVision's Proposal	Patent(s) Claim(s)
	<p>3602 shown in Fig. 36 and described at 35:44-55, or the amplifier/attenuator 3704 implemented using operational amplifiers, transistors, or FETs shown in Fig. 37 and described at 35:60-67;</p> <p>(5) a second scaling module, including the second scaling module 2634 shown in Fig. 26, the resistor attenuator 3602 shown in Fig. 36 and described at 35:44-55, or the amplifier/attenuator 3704 implemented using the operational amplifiers, transistors, or FETs shown in Fig. 37 and described at 35:60-67;</p> <p>(6) a first adder including, the adder 2625 in Fig. 26, adder 1720 in Fig. 17, the adder 2522 in Fig. 25, the summer 3902 in Fig. 39, or the summer 4102 in Fig. 41; and</p> <p>(7) a second adder, including the adder 2626 in Fig. 26, adder 1720 in Fig. 17, the adder 2522 in Fig. 25, the summer 3902 in Fig. 39, and the summer 4102 in Fig. 41; and equivalents thereof.</p>		

Claim Term	Intel's Proposal	ParkerVision's Proposal	Patent(s) Claim(s)
"modulated signal"	"a signal with physical characteristics varied to represent the transmitted information"	"an electromagnetic signal at a transmission frequency having at least one characteristic that has been modulated by a baseband signal"	'706 patent, claim 127
"filter tuning means for tuning one or more filter parameters"	<p>Function: tuning one or more filter parameters</p> <p>Structure: scaling modules including the resistor attenuator 3602 (shown in Fig. 36 and described at 35:44-55) or the amplifier/attenuator 3704 implemented using operational amplifiers, transistors, or FETS (shown in Fig. 37 and described at 35:60-67), each of the resistor attenuator 3602 and the amplifier/attenuator 3704 having tunable resistors, capacitors, or inductors (as described at 42:33-36); and equivalents thereof; OR the control signal generator 4202 (shown in Fig. 42 and described at 36:44-62 and 42:27-32) implemented with a tunable oscillator 4204 and an aperture optimizing module 4210 using tunable components (such as tunable resistors, capacitors, inductors, etc.)</p>	<p>Function: tuning one or more filter parameters</p> <p>Structure: scaling modules 1716A, 1716B, 1716C, 1724A, 1724B, 1724C in Fig. 17; control signal generator 1790 in Fig. 17; input scaling module 1909 in Fig. 19; scaling modules 1916, 1918 in Fig. 19; scaling modules 2312, 2320, 2322 in Fig. 23; scaling module 2632, 2634 in Fig. 26; scaling module 3502 including resistor attenuator 3504, 3602 in Figs. 35, 36; scaling module 3702 including amplifier/attenuator 3704 in Fig. 37; control signal generator 4202 in Fig. 42; and equivalents thereof</p>	'706 patent, claim 134

Claim Term	Intel's Proposal	ParkerVision's Proposal	Patent(s) Claim(s)
	(described at 36:63-37:5 and 42:27-32) and equivalents thereof.		
“pulse shaping means for shaping a string of pulses from a reference signal”	<p>Function: shaping a string of pulses from a reference signal</p> <p>Structure: the pulse shaping circuit 3900 shown in Fig. 39A and described at 48:8-39, the pulse shaping circuit 4000 shown in Fig. 40A and described at 48:40-49:5, and the pulse shaping circuit 4100 shown in Fig. 41 and described at 49:6-26, which incorporates circuit element 4104 shown in Fig. 43 and described at 49:6-26; and equivalents thereof.</p>	<p>Function: shaping a string of pulses from a reference signal</p> <p>Structure: pulse shaper 3900 in Fig. 39A; pulse shaping circuit/pulse shaper 4000 in Fig. 40A; pulse shaping circuit 4100 in Fig. 41; harmonic enhancement module 4602 in Fig. 46; signal shaper 5010 in Fig. 50; harmonic enhancement module 5124 in Fig. 51B-C; pulse shaper 5310 in Fig. 53; pulse shaper 5438 in Fig. 54A; pulse shaper 5438 in Fig. 55; pulse shaper 5632 in Fig. 56; pulse shaping circuit 5722 in Fig. 57A-C, pulse shaper 6216 in Fig. 62; pulse shaper 7812 in Fig. 78; and equivalents thereof</p>	'508 patent, claim 1
“aperture generation means ... for generating a string of multiple pulses from said string of pulses”	<p>Function: generating a string of multiple pulses from said string of pulses</p> <p>Structure: the aperture generation module 7806 shown in Fig. 79 and described at 49:54-50:5; and equivalents thereof.</p>	<p>Function: generating a string of multiple pulses from said string of pulses</p> <p>Structure: aperture generation module 7806 in Fig. 78 having gate(s) and delay(s) such as the aperture generation module shown in Fig. 79; and equivalents thereof</p>	'508 patent, claim 1

Claim Term	Intel's Proposal	ParkerVision's Proposal	Patent(s) Claim(s)
"generating a string of multiple pulses from said string of pulses"	"generating a signal with multiple the number of pulses as said string of pulses"	Plain and ordinary meaning	'508 patent, claim 1
"gating means for gating a bias signal under the control of said string of multiple pulses to generate a periodic signal having a plurality of harmonics at least one of which is at a desired frequency"	<p>Function: gating a bias signal under the control of said string of multiple pulses to generate a periodic signal having a plurality of harmonics at least one of which is at a desired frequency</p> <p>Structure: switch 2816 shown in Fig. 28A and described at 35:14-36:24 and 45:47-46:37; GaAsFET 2901 shown in Fig. 29A and described at 36:25-50; GaAsFETs 3002 and 3004 shown in Fig. 30A and described at 36:25-50; switch 5312 shown in Fig. 53 and described at 58:63-59:13, switch 5636 shown in Fig. 56 and described at 60:66-61:10; switch 5420 shown in Fig. 54A and described at 60:1-22; switch 5724 shown in Figs. 57A-B and described at 65:49-55; and equivalents thereof.</p>	<p>Function: gating a bias signal under the control of said string of multiple pulses to generate a periodic signal having a plurality of harmonics at least one of which is at a desired frequency</p> <p>Structure: the switches shown in Fig. 28A, 29A, 30A, 31A, 32A, 33A, 53, 54A, 55, 56, 57A-C; and equivalents thereof</p>	'508 patent, claim 1
"gating"	"opening and closing a device to selectively output a signal"	"changing between the open and closed states of a switch, as dictated by an independent control input"	'508 patent, claim 1

Claim Term	Intel's Proposal	ParkerVision's Proposal	Patent(s) Claim(s)
"bias signal"	"a signal having a fixed voltage or fixed current"	"1) a signal having a steady, predetermined level; or 2) the modulating baseband signal"	'508 patent, claim 1; '108 patent, claim 1
"control signal"	"an oscillating signal that controls the first switch with a frequency that is a sub-harmonic of and lower than the desired output frequency"	Plain and ordinary meaning	'108 patent, claim 1
"third switch"	"a switch controlling whether the antenna transmits said signal"	Plain and ordinary meaning, or "switch" as construed by the Court in Case No. 6:20-cv-108	'108 patent, claim 1
"pulse shaper"	"a circuit configured to enhance a desired harmonic by shaping an oscillating signal"	"circuitry that shapes an oscillating signal to generate a string of pulses"	'108 patent, claims 6, 8

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CERTIFICATE OF SERVICE

I hereby certify that all counsel of record are being served with a copy of the foregoing document via the Court's CM/ECF system per Local Civil Rule CV-5(b)(1) on May 17, 2021.

/s/ J. Stephen Ravel

J. Stephen Ravel